

RECEIVED
CENTRAL FAX CENTER

AUG 26 2004

***** FACSIMILE COVER SHEET *****

AUG 26 2004 11:54

Message To:

8917038729306

Message From:

BERKELEY LAW/PATENTS

02
Pages
Follow This Cover Page

Bayer Corporation
800 Dwight Way
P.O. Box 1986
Berkeley, California 94701-1986

Bayer Corporation

Fax

**RECEIVED
CENTRAL FAX CENTER**

AUG 26 2004

To: Dr. Gary B. Nickol **From:** John W. Mahoney
Fax: (703) 872-9306 **Pages:** 5 plus cover
Phone: (571) 272-0835 **Date:** August 26, 2004
Re: Response to Restriction Requirement **CC:**
APPLICATION NUMBER 10/018,386

Urgent **AS REQUESTED** **Please Comment** **Please Reply** **Please Recycle**

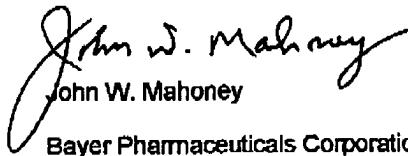
Comments:

Dear Examiner Nickol

Attached is a response to the Election Requirement mailed July 29, 2004 in the reference case. With this response, Bayer is electing without traverse to prosecute the claims of Group 1.

Please call me at (510) 705-7725 if you have any questions regarding this matter.

Kind Regards,


John W. Mahoney

Bayer Pharmaceuticals Corporation

Reg. No. 44,892